IN RE: PETITION FOR SPECIAL HEARING
W/S North Point Boulevard, 512' S
centerline of Kirkland Road
15th Election District
7th Councilmanic District
(4317 North Point Boulevard)

Pleasant Zion Baptist Church Petitioner * BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 02-297-SPH

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Special Hearing filed by the legal owner of the subject property, the Pleasant Zion Baptist Church. The special hearing request involved property located at 4317 North Point Boulevard. The Petitioner is requesting to amend the previously approved site plan and order and to confirm that the addition proposed to be constructed on the church does not impact the previously approved RTA.

Appearing at the hearing on behalf of the special hearing request were Reverend James B. Gray, Jr., pastor of the Pleasant Zion Baptist Church and John Gontrum, attorney at law, representing the Petitioner. Many congregants of the church also attended the hearing, all of whom signed in on the Petitioner's Sign-In sheet. There were no protestants in attendance.

Testimony and evidence indicated that the property, which is the subject of this special hearing request, consists of 0.67 acres, more or less, zoned D.R.5.5. The subject property is located on the west side of North Point Boulevard, north of its intersection with Wise Avenue. The church has been situated on this property for over 100 years. The Petitioner, at this time, is seeking approval to add a one story addition on the north side of the church. The details of the proposed addition are more particularly shown on Petitioner's Exhibit No. 1, the site plan submitted into evidence. The purpose of constructing the addition is to provide an entrance and

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bathroom facilities that meet ADA standards and to increase the area of their community hall. In order to proceed with the construction of the one story addition, the special hearing is necessary to ensure that the proposed addition does not create any detrimental impact on the previously approved RTA. Based on the testimony and evidence offered at the hearing, I find that the special hearing request should be granted.

After considering all of the testimony and evidence offered at the hearing, I find that the special hearing request should be granted to allow the Petitioner to construct this new addition. It is clear that practical difficulty or unreasonable hardship would result if the special hearing were not granted. It has been established that the requirements from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the relief requested will not be detrimental to the public health, safety or general welfare, and meets the spirit and intent of the Baltimore County Zoning Regulations.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this // day of March, 2002, that the Special Hearing Request to amend the previously approved site plan and order and to confirm that the addition proposed to be constructed on the church does not impact the previously approved RTA, be and is hereby GRANTED.

IT IS FURTHER ORDERED, that the language contained in the Order issued in Case No. 86-269-SPH, wherein the property was to be used only for church purposes, shall be construed to permit this Petitioner to perform all necessary functions that are accessory to the use of the property as a church. For example, the church shall be permitted to host bible and prayer meetings on the property, to perform all necessary community outreach programs on the

property, counseling services, and any other programs that are normally associated with a church use.

IT IS FURTHER ORDERED, that any appeal of this decision must be made within thirty (30) days of the date of this Order.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

March 15, 2002

John Gontrum, Esquire Romadka, Gontrum & McLaughlin, PA 814 Eastern Boulevard Baltimore, Maryland 21221

> Re: Petition for Special Hearing Case No. 02-297-SPH Property: 4317 North Point Boulevard

Dear Mr. Gontrum:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Special Hearing has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,
lently 16 troco

Timothy M. Kotroco

Deputy Zoning Commissioner

TMK:raj Enclosure

c: Rev. James B. Gray, Jr.
Pleasant Zion Baptist Church
4317 North Point Boulevard
Baltimore, MD 21222



Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

I/We do solemnly declare and affirm, under the penalties of

for the property located at	4317	NORTH	POINT	BUD	
which is presently zoned DR 5.5					_

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve

an amendment to the previously approved plan and confirm that the addition does not impact the approval to the RTA granted in the previous order.

Ah

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Special Hearing, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

		perjury, that I/we are the le is the subject of this Petition	egal owner(s) of ton.	he property which
Contract Purchaser/Lessee:		Legal Owner(s):		
Name - Type or Print		PLEASAUT ZION Name Type or Print W. James Bi	1. 7	CHURCH
Signature		Signature	10	
Address	Telephone No.	Name - Type or Print		
City State	Zip Code	Signature		·····-
Attorney For Petitioner:		4317 NORTH PO	INT BLVD	410-388-090 Telephone No.
JOHN GONTRUM		BALTIMORE	MD	21222
Name - Type or Print Signature		City Representative to be	State Contacted:	Zip Code
ROMADKA, GONTRUM & MCLA	WEHLIN, PA	REV. JAMES B	GRAY, JR	
BIA EASTERN BLVD .	410-466-8274- Telephone No.	4317 NORTH POI	UT BLUD	410-388-0900 Telephone No.
City State	2 22 Zip Code	BALTIMORE	MD State	21222 Zip Code
20/08		<u>OFFICE</u>	USE ONLY	·
		ESTIMATED LENGTH	OF HEARING	5
Case No. 02-297-5017		UNAVAILABLE FOR H	EARING	
REU 9115198	Revie	ewed By <u>M</u>	Date	1/14/02

730 W. Padonia Road, Suite 101 Cockeysville, Maryland 21030

410-560-1502, fax 410-560-0827

ZONING DESCRIPTION 4317 NORTH POINT BOULEVARD 15TH ELECTION DISTRICT BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at a point on the West side of North Point Boulevard at a distance of 512.30 feet measured southerly along the west side of North Point Boulevard from the south side of Kirkland Street, thence running and binding on the North Point Boulevard as follows: (1) North 58 degrees 27 minutes 23 seconds East 15 feet, (2) by a curve to the right with a radius of 1849.89 feet for a distance of 158.85, having a chord of South 14 degrees 08 minutes 22 seconds East 158.77 feet, thence leaving North Point Boulevard for the three lines of division as follows: (3) South 58 degrees 27 minutes 23 seconds West 161.33 feet, (4) North 14 degrees 27 minutes 37 seconds West 158.50 feet, (5) North 58 degrees 27 minutes 23 seconds East 147.33 feet, to the point of beginning; part of which being lot 1 of the Plat of Property of John W. Sponheimer and wife recorded in plat book 13 folio 6 in the land records of Baltimore County.

Containing a net area of 0.56 acres of land, more or less.



BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No.	08880	PATO RECEIPT PAYMENT ACTUAL TIME
DATE 1/14/02 ACCOUNT 19	(001-006-	6150	E 14/2002 1/14/2002 10:00:21 EE WAA GASHER DOLL DAD DRAWER 2/ OFFICEIP # 171680 0FLN
RECEIVED Romadka Gontrum	250.00		Pest 5 528 ZOMING VERIFICATION CK VD. 000X50 Recpt Tot 250.00 250.00 CK .00 CA
FOR: Special Hear.			Galtimore County, Haryland
		,	
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTO	OMER 1 to	n # 297	CASHIER'S VALIDATION

NOTICE OF ZONING HEARING

The Zonling Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows: Case: #02-297-SPH

4317 North Point Boulevard W/S North Point Boulevard, 512'S centerline Kirkland Rd, 15th Election District 7th Councilmante District Legal Owner(s): Revereng James B. Gray, Jr.

Special Hearing: to approve an amendment to the previously approved plan and order in Zoning Case #86-269 SPH and confirm that the addition does not impact the approval to the RTA granted in the previous order.

Hearing: Thursday, March 14, 2002 at 10:00 a.m. In Room 407, County Courts Building, 401 Bosley Avenue.

LAWRENCE E. SCHMIDT.
Zoning Commissioner for
Baltimore County

Baltimore County NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Zoning Commissioner's Office at (410) 887-4386.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

2/302 Feb. 28 C522865

CERTIFICATE OF PUBLICATION

3/1/,2002
THIS IS TO CERTIFY, that the annexed advertisement was published
in the following weekly newspaper published in Baltimore County, Md.,
once in each ofsuccessive weeks, the first publication appearing
on $2 28 $, 2002 .
The Jeffersonian
Arbutus Times
☐ Catonsville Times
☐ Towson Times
Owings Mills Times
☐ NE Booster/Reporter
☐ North County News
S. WUKING
LEGAL ADVERTISING

CERTIFICATE OF POSTING

RE Case No 02- 297-SPH JOHN GONTRUM, ESP Date of Hearing Closing 3/14/02

Baltimore County Department of Permits and Development Management County Office Building, Room 111 III West Chesapeake Avenue Towson, MD 21204

Attention Ms Gwendolyn Stephens MR. GEORGE ZAHNER Ladies and Gentlemen

it? Fax Note 7671 Date F of D From Co Phone # 666-5366 Fax 4 666-0929

This fetter is to certify under the penalties of perjury that the necessary sign(s) required by law ere posted conspicuously on the property located at #4317 NORTH POINT BLVD.

he sign's) were posted on

2/24/02 (Month, Day, Year)



ZION, - CHURCA-297-5PH GONTRUM

Sincerely (Signature of Sign

PATRICK M. O'KEEFE (Printed Name) 523 PENNY LANE (Address)

HUNT VALLEY, MD. 2103C (City, Sizie, Zip Code)

410-666-5366 ; CELL-610-905-857 (Telephone Number)

DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT

ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

Item Numb	per or Case Number: 02-297-SPH
Petitioner:	PLEUSANT ZION BIPTIST Church
Address or	Location: 431> W. Point BWd.
	ORWARD ADVERTISING BILL TO: Remodky GosTrang Mclorghlin, P.A.
Name:	
Name: Address:	Rundky ConTrans melosphin, P.A.
Name: Address:	Rundky ConTrung melozhlin, P.A.

TO: PATUXENT PUBLISHING COMPANY

Thursday, February 28, 2002 Issue - Jeffersonian

Please forward billing to:

John Gontrum
Romadka Gontrum & McLaughlin
814 Eastern Boulevard
Baltimore MD 21221

410 486-8274

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 02-297-SPH 4317 North Point Boulevard

W/S North Point Boulevard, 512' S centerline Kirkland Road

15th Election District – 7th Councilmanic District

Legal Owner: Reverend James B Gray Jr

Special Hearing to approve an amendment to the previously approved plan and order in Zoning Case #86-269-SPH and confirm that the addition does not impact the approval to the RTA granted in the previous order.

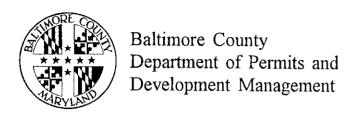
HEARING: Thursday, March 14, 2002 at 10:00 a.m. in Room 407, County Courts Building, 401 Boslev Avenue

Lawrence E. Schmidt

LAWRENCE E. SCHMIDT GDZ, ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.



Director's Office County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 410-887-3353

Fax: 410-887-5708

February 12, 2002

NOTICE OF ZONING HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 02-297-SPH
4317 North Point Boulevard
W/S North Point Boulevard, 512' S centerline Kirkland Road
15th Election District – 7th Councilmanic District
Legal Owner: Reverend James B Gray Jr

<u>Special Hearing</u> to approve an amendment to the previously approved plan and order in Zoning Case #86-269-SPH and confirm that the addition does not impact the approval to the RTA granted in the previous order.

HEARING: Thursday, March 14, 2002 at 10:00 a.m. in Room 407, County Courts

Building, 401 Bosley Avenue

Arnold Jablon GDZ

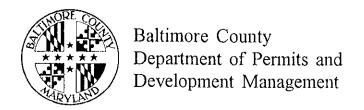
Director

C: John Gontrum, Romadka Gontrum & McLaughlin, 814 Eastern Boulevard, Essex 21221

Rev. James B Gray Jr, Pleasant Zion Baptist Church, 4317 North Point Blvd, Baltimore 21222

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WEDNESDAY, FEBRUARY 27, 2002.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ZONING COMMISSIONER'S OFFICE AT 410-887-4386.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

March 8, 2002

John Gontrum Romadka Gontrum & McLaughlin 814 Eastern Boulevard Baltimore MD 21221

Dear Mr. Gontrum:

RE: Case Number: 02-297-SPH, 4317 North Point Blvd

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on January 14, 2002.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richard . . Jr.

W. Carl Richards, Jr. 657 Supervisor, Zoning Review

WCR: gdz

Enclosures

c: Rev. James B Gray Jr, Pleasant Zion Baptist Church, 4317 North Point Blvd, Baltimore 21222
People's Counsel

1ml

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: March 7, 2002

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for February 19, 2002

Item Nos. 293, 294, 295, 296, 297, 298, 299, 300, 301, 304, 305, 306, 308,

310 and 311

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:cab

cc: File



Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

February 13, 2002

Department of Permits and Development Management (PDM) County Office Building, Room 111 Mail Stop #1105 111 West Chesapeake Avenue Towson, Maryland 21204

ATTENTION: George Zahner

RE: Property Owner: See Below

Location: DISTRIBUTION MEETING OF February 11, 2002

Item No.: See Below

Dear Ms. Stephens:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

The Fire Marshal's Office has no comments at this time, 8. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

295, 296, (297), 298, 299, 300, 301, 302, 303, 304, 305, 506, 307, 308, 309, 311, 312,

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office

PHONE 887-4881, MS-1102F

cc: File

Sini 3/14

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

Todd Taylor 161

DATE:

March 14, 2002

Zoning Advisory Committee Meeting of February 11, 2002

SUBJECT:

NO COMMENTS for the FOLLOWING ZONING ITEMS:

285, 293, 294, 295, 296, 297) 305, 308, 309, 310, 311,

EIR is still reviewing Zoning Item: 312

Jim 3/14

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

FFB 2 0

DATE: February 20, 2002

SUBJECT:

4317 North Point Blvd.

INFORMATION:

Item Number:

02-297

Petitioner:

Pleasant Zion Baptist Church

Zoning:

DR 5.5

Requested Action:

Special Hearing

SUMMARY OF RECOMMENDATIONS:

The Office of Planning supports the petitioner's request providing elevations drawings are submitted to this office for review and approval prior to the issuance of any building permits.

Prepared by

Section Chief

AFK:MAC:



Parris N. Glendening Governor

John D. Porcari Secretary

Parker F Williams

Administrator

Date: 2.13.02

Mr. George Zahner
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County
Item No. 297

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Dear Mr. Zahner:

We have reviewed the referenced item and have no objection to approval, as a field inspection reveals that the existing entrance(s) on to MD/VS 151. are acceptable to the State Highway Administration (SHA) and this development is not affected by any SHA projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

Kenneth A. McDonald Jr., Chief Engineering Access Permits Division RE: PETITION FOR SPECIAL HEARING 4317 North Point Boulevard, W/S North Point Blvd, 512' S of c/l Kirkland Rd 15th Election District, 7th Councilmanic

Legal Owner: Pleasant Zion Baptist Church Petitioner(s)

- BEFORE THE
- * ZONING COMMISSIONER
- * FOR
- * BALTIMORE COUNTY
- * Case No. 02-297-SPH

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent/ documentation filed in the case.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

CAROLE S. DEMILIO

Deputy People's Counsel Old Courthouse, Room 47

400 Washington Avenue Towson, MD 21204

(410) 887-2188

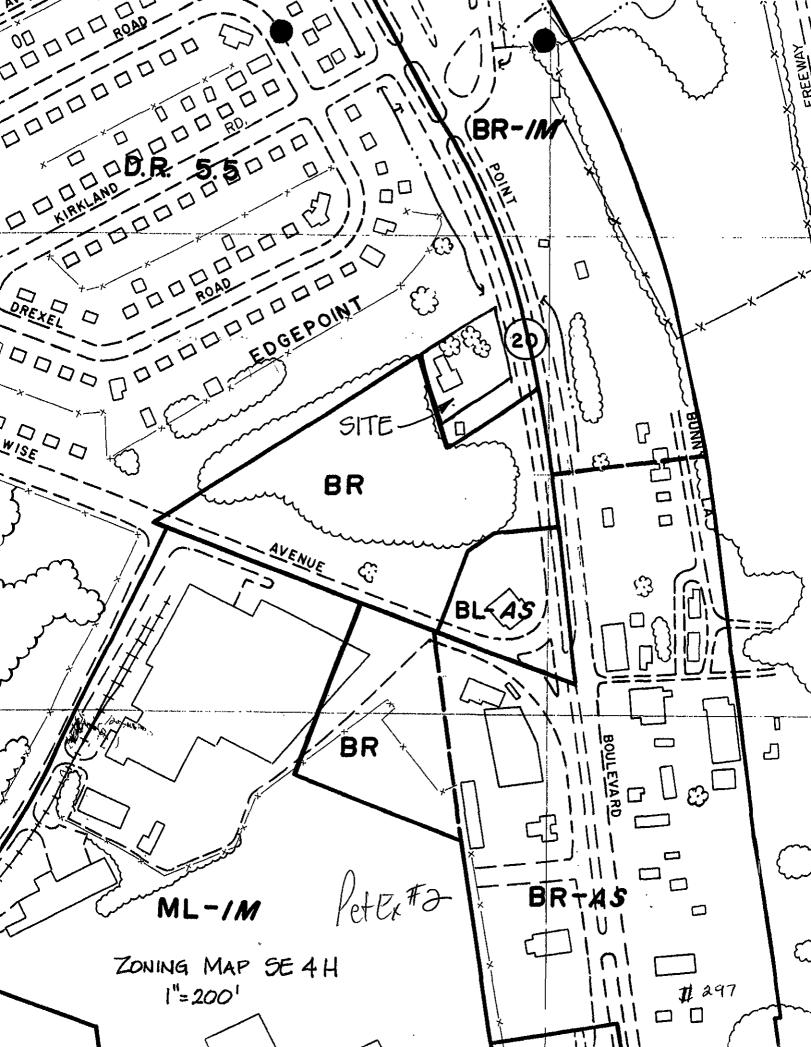
CERTIFICATE OF SERVICE

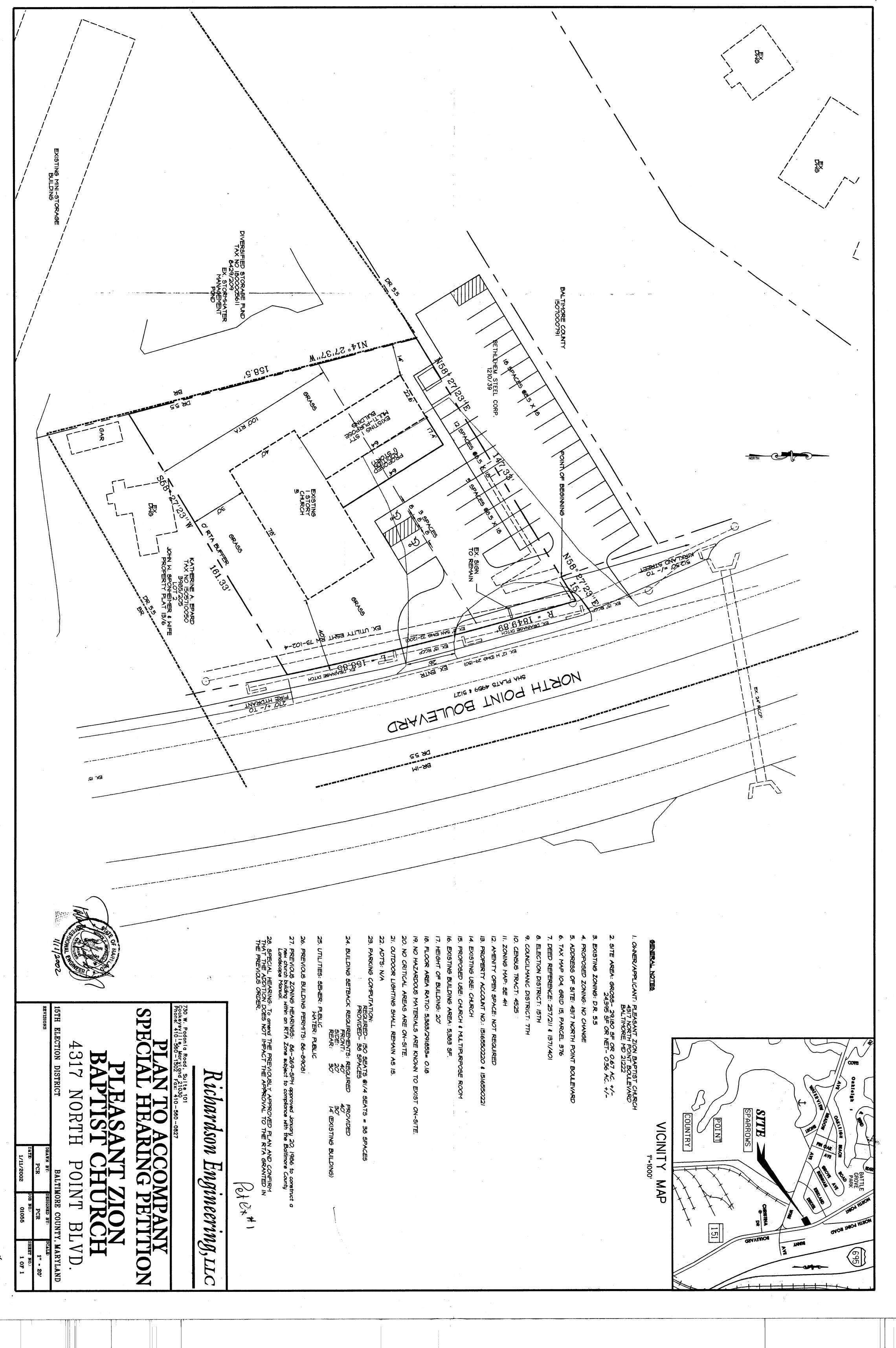
I HEREBY CERTIFY that on this 13th day of February, 2002 a copy of the foregoing Entry of Appearance was mailed to John B. Gontrum, Esq., Romadka, Gontrum & McLaughlin, 814 Eastern Blvd., Baltimore, MD 21221, attorney for Petitioner(s).

PETER MAX ZIMMERMAN

PETITIONER(S) SIGN-IN SHEET

NAME	ADDRESS
Mary E. Gray	5308 Haddon Ave 421207
FASTER DAMES B. YRAY ZR	5308 HADDON AVE. 21207
Sis Momis Thouton	7 REAGITING CINCLE 21221
Terence A. Jaylor	10281 BAYTO. NAT'L. PIKE 21042
CHARLES LEC	1624 NORTHEDOURY & Lot 212
ALTHER LEC	1624 NON TUBOURDE Ad. 21239
Roy Wright	13 lune a Cicle 21821
Tommie McGrow	,
Paul & Prole	8814- PENNSBURY PL, 21237
Sis Hyther Mc Graw	2527 Roper Lane 2/2/9
	8817 FENNSBURY PLACE ZIZZZ
Sis. Mary wright	13 Rumelia circle 21271





#297